SINGLE BENCH (1)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CG)

WRIT PETITION No. 4187 /2006

Petitioner

R.R.Jha, aged about 54 years,
S/o Late Devi Dayal Jha,
R/o D-1 Officers Colony,
Post: Korba colliery,
Dist. Korba (CG)

Versus

Respondents

(1) South Eastern Coalfields Limited
Through its Chairman-cum-Managing Director
Seepat Road,
Bilaspur (CG) – 495 006

(2) A K Shukla,
Chief General Manager,
South Eastern Coalfields Limited
Gevra Area.

(3) B N Sinha,
Chief Vigilance Officer,
South Eastern Coalfields Limited,
Seepat Road,
Bilaspur (CG) 495 006

P.R. No. 4253/06
Presented by Shri V. K. Gupta
Dated 04/12/06

Writ Petition under Article 226 of the Constitution of India.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP No. 4187/06 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	11.8.2006 Mr. P. Diwakar, Sr. Advocate with Mr. Gary Mukhopadhya, Advocate for the petitioner. Mr. P.S. Koshy, Advocate for respondent No.1 on advance copy. Heard on admission. The main grievance raised by the petitioner in this petition is that a departmental enquiry instituted against the petitioner was going on. However, on account of illness of the petitioner's wife, she was shifted to Nagpur, therefore, the petitioner also went to the Nagpur and during that period he also fell ill and on account of that he was not able to attend the proceedings before the Enquiry Officer on 4.4.2006, 11.4.2006, 17.5.2006 & 22.5.2006. The petitioner sent communication in this regard to the Enquiry Officer on 3.4.2006, 7.4.2006 & 12.5.2006 and later on, submitted the medical certificates and other documents also showing his inability to attend the enquiry. Even then, the enquiry officer proceeded ex-parte against the petitioner and recorded the ex-parte conclusion on 18.7.2006. Learned counsel for the petitioner submitted that so far punishment order has not been passed against the petitioner, therefore, he is not in a position to file appeal against the said order. Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, I am of the considered	

P.T.O.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	opinion that this is not a case where interference by this Court is required. However, the petitioner is at liberty to make representation along with necessary documents before respondent No.1 and in turn, respondent No.1 may decide the representation of the petitioner in accordance with law. With the aforesaid, the petition stands disposed of. Consequently, M.(W.)P. No.3250/06 & I.A. NO.7750/06 also stand disposed of. **Sd/-** **L.C.Bhadoo** **Judge** Roshan/-	

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